

CHARTER UNIFORM FORMULARY BENEFICIARY ADVISORY PANEL

I. AUTHORITY

The National Defense Authorization Act for Fiscal Year 2000, Public Law 106-65, Oct. 5, 1999, section 701, amended chapter 55 of title 10, United States Code, by inserting after section 1074f a new section, 1074g, entitled Pharmacy Benefits Program. Under section 1074g(b), the Secretary of Defense was required to establish a Pharmacy and Therapeutics Committee for the purpose of developing a uniform formulary of pharmaceutical agents, review such formulary on a periodic basis, and make additional recommendations regarding the formulary as the committee determines necessary and appropriate. In addition, the Act (in section 1074g(c)) required that the Secretary establish a Uniform Formulary Beneficiary Advisory Panel to review and comment on the development of the uniform formulary. Comments of the panel must be considered prior to implementing the uniform formulary or changes to the formulary. This interim charter establishes the procedures under which the panel shall function until such regulations can be published.

II. DoD UNIFORM FORMULARY BENEFICIARY ADVISORY PANEL

A. GENERAL PROVISIONS

The National Defense Authorization Act for Fiscal Year 2000, section 701, mandated that a Uniform Formulary Beneficiary Advisory Panel be established to review and comment on the development of the uniform formulary by the DoD Pharmacy and Therapeutics Committee (P&T Committee). The Secretary of Defense is required to consider the comments of the panel before implementing the uniform formulary or implementing any changes to it.

B. DUTIES

1. Review and comment on recommendations of the P&T Committee concerning the establishment of the Uniform Formulary and subsequent recommended changes.
2. Hold meetings in open forum quarterly. Panel may not hold meetings except at the call of, or with the advance approval of, the Chairman of the panel.
3. Prepare minutes of the proceedings.
4. Prepare comments for the Secretary or designee concerning the Uniform Formulary or changes to the formulary.

C. PANEL MEMBERSHIP

Section 1074g(c) of the Act mandates that the Uniform Formulary Beneficiary Advisory Panel shall include members that represent non-governmental organizations and associations that represent the views and interests of a large number of eligible covered beneficiaries. The panel

must be fairly balanced in terms of the points of view represented and may not be inappropriately influenced by special interest groups. Members shall be appointed by the Assistant Secretary of Defense (Health Affairs) (ASD(HA)). The membership shall be composed as follows:

1. The Military Coalition shall be asked to nominate a number of individuals from which shall be chosen, if qualified, 4 representatives:

- a. Two retirees.
- b. One Active Duty family member.
- c. One other representative, as determined by the Military Coalition.

2. National Military and Veteran's Alliance shall be asked to nominate a number of individuals from which shall be chosen, if qualified, 3 representatives:

- a. Two retirees.
- b. One Active Duty family member.

3. The ASD(HA) shall appoint two individuals who are qualified by training or experience and who are not federal employees (other than for purposes of service on any Federal Advisory Committee).

4. The ASD(HA) shall appoint a member of the staff of TRICARE Management Activity (TMA) who shall carry out the functions required by section 10 of the Federal Advisory Committee Act.

D. PERIOD OF TIME REQUIRED

This charter will be valid for two years unless terminated earlier.

E. OFFICIAL OR SPONSORING PROPONENT TO WHOM THE COMMITTEE REPORTS

The panel shall report and submit its comments to the Secretary of Defense's designee, the Executive Director, TMA.

F. COSTS

The estimated annual operating costs associated with supporting the panel's functions are estimated to be \$100,000 per year, including all direct and indirect expenses. It is estimated that 0.5 FTE will be required to support the panel. Members will serve without compensation; however, travel, per diem and subsistence will be paid in accordance with the Joint Travel Regulations.

G. SUPPORTING AGENCY

The TMA will provide a contractor for administrative and related support of the panel.

H. NUMBER OF MEETINGS

- It is anticipated the panel will meet at least four times per year lasting one day each time.

III. AGENDA & ROUTING OF MINUTES

The P&T Committee will establish a schedule for dissemination of the agenda and completion of the minutes. .

IV. DURATION OF CHARTER

The TMA Executive Director will review this charter biennially from the date of approval.

V. DATE CHARTER IS FILED: May 30, 2002